

From: Richard Stuhan
To: Microsoft ATR
Date: 1/25/02 9:00am
Subject: Microsoft Settlement

To: Renata B. Hesse
Antitrust Division
U.S. Department of Justice
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Under the Tunney Act, I wish to comment on the proposed Microsoft settlement.

I am very disturbed at the proposed antitrust settlement as it has been proposed. First, it is my belief that the proposed settlement will do very little to correct the anti-competitive behaviour of Microsoft. The proposed damages remedy that would provide free software to schools is a very dangerous idea. This would give Microsoft the chance to improve their corporate image (Why would that be part of a corrective measure?) and unfairly give them greater access to one of the few markets in which they do not currently dominate. The result of this unfortunate oversight will be to enable Microsoft to directly attack Apple Computer in an one area where they (Apple Computer) are strong and competitive. Clearly, the proposed settlement puts Apple Computer at a disadvantage, how will they compete with free software?

There are many other problems I find in the proposed settlement but I will not address them all here. Let me finish by saying that I agree with the observations made by Dan Kegel on his website:

<http://www.kegel.com/remedy/remedy2.html>

Thank you,

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